

**GOVERNMENT OF TELANGANA
ABSTRACT**

Establishment – State Audit Department – Sri A.Ratnaiah, Deputy Director, State Audit, working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District – Departmental Proceedings under Rule -20 of APCS (Clarification, Control and Appeal) Rules,1991 -Article of Charges - Orders – Issued.

FINANCE (ADMN.II) DEPARTMENT

G.O.RT.No. 3094

Dated: 26/09/2015

Read the following:

1. Telangana Vigilance Commisiin,Lr.No.1792/VC.TB.1/2015-2, dt:24-06-2015 along with Vigilance Report No.47 (266/V&E/Engg-III/2014,GA(V&E) Dept,dt:30-05-2015.
2. Govt.,Memo.No.7204/148/SA/Admn.II/2015,dt:29-06-2015.
3. Lr.Roc.No.02998/L/2015, Directorate of State Audit, Telangana, Hyderabad, Dated: 12-08-2015.

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O R D E R :

It is proposed to hold an enquiry against the said Sri A.Ratnaiah, Deputy Director, State Audit, now working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (Classification, Control and Appeal) Rules,1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure.I). A list of documents by which, and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure.II and III).

3. Sri A.Ratnaiah, Deputy Director, State Audit, now working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District is directed to submit his written statement of defence within (10) days of the receipt of this order, a written statement of his defence.

4. Sri A.Ratnaiah, Deputy Director, State Audit, now working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri A.Ratnaiah, Deputy Director, State Audit, now working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above further action will be processed based on the material available.

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6. Attention of Sri A.Ratnaiah, Deputy Director, State Audit, now working as Examiner of Accounts, Municipal Corporation, Ramagundam, Karimnagar District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri. A.Ratnaiah, is aware of such representation and that it has been made at his instance and action will be taken against for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

N. SIVA SANKAR
SECRETARY TO GOVERNMENT

To
Sri A.Ratnaiah, Examiner of Accounts, Municipal Corporation, Ramagundam,
Karimnagar District through Director of State Audit, Telangana, Hyderabad.
The Director of State Audit, Telangana, Hyderabad.
Copy to:
SF/SCs.

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SECTION OFFICER

ANNEXURE-1

Statement of Article of Charges framed against Sri A.Ratnaiah , Deputy Director, while working as Examiner of Accounts, Municipal Corporation, Ramagundam Karimnagar District.

Article:- *Sri. A. Ratnaiah, Deputy Director, while working as Examiner of Accounts Municipal Corporation, Ramagundam, Karimnagar, dist, since 21.09.2013 in the cadre of Dy. Director of State Audit under administrative control of Director of State Audit, Telangana State Hyderabad, had colluded with one Sri. M. Anjaiah contractor and misappropriated an amount of Rs.3,53,949/- by issuing a cheque bearing No.532525, dt: 31.03.2014 in the name of Sri. M.Anjaiah for Rs.3,53,949/- who was not the original contractor of the work which was not executed i.e as laying of internal WBM Roads and providing M.S. grill on existing compound wall of compost yard based on the fabricated and false records and without ascertaining any facts from anyone concerned and was instrumental in changing the name of the beneficiary on the cheque to favour Mr.M.Anjaiah causing loss to the funds of M.C. Ramagundam in a way unbecoming of the officer of the cadre of Dy. Director which act to him tantamount to a misconduct under Rule-3 of APCS (Conduct) Rule, 1964.*

Basis of Charges:- The vigilance and Enforcement department, inspected the compost yard Ramagundam on 13.11.2014 along with concerned Engineers of Ramagundam Municipal Corporation, Karimnagar Dist and verified the work laying of internal WBM Roads and providing M.S grill on existing compound wall of compost yard, Goutham Nagar in Ramagundam Municipal Corporation, Karimnagar Dist, and on verification the following observations were noticed.

The Commissioner & Director of Municipal Administration, AP. Hyderabad released an amount of Rs.63.94 lakhs for 4th instalment under 12th Finance Commission grant and under this grant the Municipal Commissioner Ramagundam Municipal corporation got permission/approval for construction of improvement of existing aerobic composting yard for plot form extension, water supply arrangement, electricity arrangement etc, for Rs.8.00 Lakhs.

Technical sanction for the above work was accorded for Rs.5,00,000/- by the Municipal Engineer, Ramagundam Municipal Corporation, duly changing the nomenclature of work as “laying of internal WBM Roads and providing M.S grill on existing compound wall of compost yard, Gouthamnagar, Ramagundam M.C, Karimnagar Dist”.

Tenders were called for through Tender Notice and accepted the lowest tender of M/S. Sri.ShivaTeja SCLCCS Ltd. Accordingly, the agency had concluded the agreement with the Commissioner, Ramagundam Municipal Corporation.

The payment process of bills in Municipal Corporations is as noted below.

The Commissioner submits the bills to the Examiner of Accounts through Accounts Branch for pre-audit. After conducting the pre-audit the examiner of accounts will forward the bills to the accounts branch for preparing cheque will be signed jointly by Examiner of Accounts and Municipal Commissioner, and issued to the agency.

- 1) The cheque bearing No.53255, dt 31.03.2014 for Rs.3,53,949/- was issued in favour of Sri Shiva Teja SCLCCS Ltd., State Bank of Hyderabad, Fert city, Godavarikhani which was signed by Examiner of Accounts who is a joint signatory along with commissioner for the subject work but later, it was changed in favour of Sri M.Anjaiah, Contractor.
- 2) The Branch Manager SBH, Fert city, Godavarikhani had informed that the cheque amount was credited to the account in the name of Sri Mogili Anjaiah.

During Pre-audit in spite of verification of all the records/agreement by the Asst Examiner of accounts either the Asst. Examiner or Examiner of Accounts have failed to notice the fabricated Note file, M.Books pertaining to the subject work and also issued cheque bearing No.53255, dt: 31.03.2014 for Rs.3,53,949/- which was signed by Examiner of Accounts was issued in favour of Sri Shiva Teja SCLCCS Ltd. Initially and latter, it was changed in favour of Sri M.Anjaiah, Contractor intentionally.

The Vigilance & Enforcement Dept noticed the irregularity that Sri.A.Ratnaiah Examiner of Accounts Municipal Corporation, Ramagundam, Karimnagar had colluded with Sri M.Anjaiah and Misappropriated the Government money by issuing the cheque in the name of Sri.M. Anjaiah for Rs.3,53,949/- who is not the original contractor of the work which was not executed without ascertaining facts from the concerned Engineering officials based on the fabricated and forged records like M Book and Note file etc., causing loss to the Govt exchequer and recommended for taking stringent disciplinary action coupled with Criminal prosecution for collusion, criminal conspiracy, misappropriation of Government money, cheating the Government .

Due to failure of Examiner of Accounts, Ramagundam Municipal Corporation Karimnagar Dist in observing the irregularity which was a lost opportunity in identifying the irregularity has resulted in causing loss for Municipal exchequer for Rs.3,53,949/- through fraudulent drawls of cheque issued bearing No.53255, dt: 31.03.2015 and thus he violated Rule-3 of APCS (Conduct) Rules. 1964.

Thus, the charge.

N. SIVA SANKAR
SECRETARY TO GOVERNMENT

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ANNEXURE-II

List of documents by which the charges framed against Sri A. Ratnaiah, Deputy Director, working as Examiner of Accounts, Ramagundam Municipal Corporation, Ramagundam, Karimnagar District are proposed to be sustained.

- 1) Vigilance Report No.47 (66/V&E/Engg.III/2014, dt: 30.05.2015 of General Administration (V&E) Department.
- 2) Cheque No.53255 dt: 31.03.2013 an amount of Rs.3,53,949/-

**N. SIVA SANKAR
SECRETARY TO GOVERNMENT**

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ANNEXURE-III

List of witness by whom the charges framed against Sri.A.Ratnaiah, Deputy Director, working as Examiner of Accounts, Ramagundam Municipal Corporation, Ramagundam, Karimnagar District are proposed to be sustained.

-NIL-

**N. SIVA SANKAR
SECRETARY TO GOVERNMENT**

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